

In re Application of : GIRALT, Pedro F.  
Serial No : 10/064,449  
Filed : July 16, 2002  
For : APPARATUS FOR PEDESTRIAN RAILING AND METHOD OF MAKING



Mail Stop Non-Fee Amendment  
COMMISSIONER FOR PATENTS  
Alexandria, VA 22313-1450

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JAN 21 2004

**AMENDMENT TRANSMITTAL LETTER**

**GROUP 3600**

Sir:

- ☒ Transmitted herewith is an amendment in the above-identified application.
- ☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a statement previously submitted.
- ☐ No additional fee is required.

The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY		
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	OR	RATE	ADDIT. FEE
TOTAL	* 5	MINUS	** 7	= 0	x\$9	\$ 0.00		x\$18	\$
INDEP	* 1	MINUS	*** 3	= 0	x\$42	\$ 0.00		x\$84	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					x\$140	\$ 0.00		X\$280	\$
					TOTAL ADDIT. FEE	\$0.00	OR	\$	

- ☐ Please charge our Deposit Account No. 13-1130 in the amount of \$. A duplicate copy of this sheet is attached.
- ☐ A Request for a One-Month Extension of Time together with a check in the amount of \$55.00 for the fee is attached.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 13-1130. A duplicate copy of this sheet is attached.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☐ Any patent application processing fees under 37 CFR 1.17.
- ☒ If there are any additional charges, including extensions of time, please bill our Deposit Account No. 13-1130.

MALIN, HALEY & DiMAGGIO, P.A.  
1936 South Andrews Avenue  
Ft. Lauderdale, FL 33316  
(954) 763-3303

Respectfully submitted,  
  
Barry L. Haley, Reg. No. 25,339

CLIENT NO. 22235

I:\10682\frm\3801.amendmenttransmittal



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**GROUP 3600**

Serial No.: 10/064,449

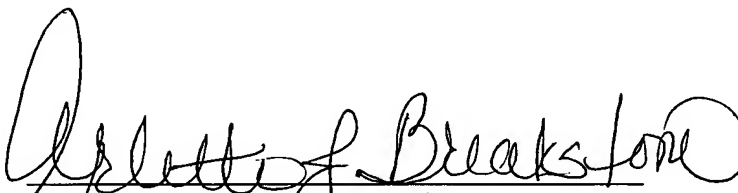
Our File No.: 10682.3801

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY that the following correspondence: Amendment Transmittal Letter (in Duplicate); Amendment; and a Return Postcard for confirmation of receipt is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on this 13<sup>th</sup> day of January, 2004.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code.

Any additional charges, including extension of time, please bill our Account No. 13-1130.

  
Arlette J. Breakstone / Paralegal

Date: January 13, 2004

**MALIN, HALEY & DiMAGGIO, P.A.**  
Customer No. 22235  
1936 South Andrews Avenue  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

January 13, 2004

5/Am't A  
CP  
2-2-04

In re application of : GIRALT, Pedro P.  
Serial No. : 10/064,449  
Filed : July 16, 2002  
For : **APPARATUS FOR PEDESTRIAN RAILING  
AND METHOD OF MAKING**  
Examiner : MacArthur, Victor L.  
Art Unit : 3679  
Our File No. : 10682.3801

**AMENDMENT**

Mail Stop Non Fee Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Examiner's Office Action of October 27, 2003, this amendment is submitted. Reconsideration is respectfully requested.

Claims 1. through 5. are pending in the application. Claims 6 and 7 have been withdrawn from consideration due to a restriction requirement by the Examiner.

The amendment to claims 1 through 5 is shown on pages 3 through 5 herein.

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